ESTTA Tracking number:

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Filing date:

10/03/2013

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91211296		
Party	Defendant Miracle Fruit Oil, LLC		
Correspondence Address	MATTHEW H SWYERS THE TRADEMARK COMPANY PLLC 344 MAPLE AVENUE WEST, SUITE 151 VIENNA, VA 22180 UNITED STATES mswyers@TheTrademarkCompany.com		
Submission	Withdrawal Of Application		
Filer's Name	Matthew H. Swyers		
Filer's e-mail	mswyers@thetrademarkcompany.com		
Signature	/Matthew H. Swyers/		
Date	10/03/2013		
Attachments	Express Abandonment 91211296.pdf(91351 bytes)		

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE The Trademark Trial and Appeal Board

Serial	No.	85/733	.971
Scria	1 10.	05/155	9/11

For the mark FRUITYLUSHUS and Design: Fruitylushus

Cosmetic Warriors Limited :

Opposer, :

vs. : Opposition No.: 91211296

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Miracle Fruit Oil, LLC,

Applicant.

EXPRESS ABANDONMENT

COMES NOW the Applicant, Miracle Fruit Oil, LLC (hereinafter "Applicant"), by and through his counsel The Trademark Company, PLLC and expressly abandons U.S. Ser. No.

85/733,971 for the mark FRUITYLUSHUS and Design Frützglushus . Said abandonment is without the consent of the Opposer Cosmetic Warriors Limited.

Respectfully submitted this 3rd day of October 2013.

THE TRADEMARK COMPANY, PLLC

/Matthew H. Swyers/

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mswyers@TheTrademarkCompany.com
Counsel for Applicant

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE The Trademark Trial and Appeal Board

Serial No. 85/732,415

For the mark FRUITYLUSHUS

Cosmetic Warriors Limited :

Opposer,

:

vs. : Opposition No.: 91211294

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Miracle Fruit Oil, LLC,

:

Applicant.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I caused a copy of the foregoing this 3rd day of October 2013, to be served, via first class mail, postage prepaid, upon:

John A. Clifford Merchant & Gould PC PO Box 2910 Minneapolis, MN 55402-9944

With a Courtesy Copy to:

jclifford@merchantgould.com

/Matthew H. Swyers/ Matthew H. Swyers